

Thursday, October 22, 2009.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Prayer. God, Our Creator, in Whom we place our trust and hope, we open this informal legislative session with a prayer for guidance and counsel. We believe that Your assistance enables us to comprehend legislative and administrative proposals and issues more clearly in our struggle to do what is right and just. In Your goodness grant us an increase of knowledge, wisdom and virtue, so that we are well prepared to meet the present needs and future expectations of the people who depend upon our sound and reasoned judgment. May we continue as a society to encourage all people, students and adults, to recognize and utilize their intellectual talents and natural gifts, so that they will enjoy a higher life-style. Teach us, as a diverse society, to work together, so that the Commonwealth continues to remain a great place to live, work and educate our children.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

Pledge of allegiance. At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

State employees. Resolutions (filed by Speaker DeLeo of Winthrop) commending all state employees on the occasion of "Performance Recognition Day";

Brian Riley. Resolutions (filed by Representatives Barrows of Mansfield and Poirier of North Attleborough) congratulating Brian Riley on receiving the Eagle Award of the Boy Scouts of America;

Paul Lewis. Resolutions (filed by Representatives Fox of Boston and Allen of Boston) honoring Paul Lewis;

Philharmonia Orchestra. Resolutions (filed by Ms. Kahn of Newton) celebrating the fifteenth anniversary season of the New Philharmonia Orchestra of Newton;

David Guerino Germano. Resolutions (filed by Messers. Linsky of Natick and Ross of Wrentham) congratulating David Guerino Germano on receiving the Eagle Award of the Boy Scouts of America;

Tewksbury,-- church. Resolutions (filed by Mr. Miceli of Wilmington) congratulating the Congregational Church of Tewksbury on the two hundred and seventy-fifth anniversary of its incorporation; and

Holocaust survivors. Resolutions (filed by Ms. Wolf of Cambridge) honoring the World Federation of Jewish Child Survivors of the Holocaust and celebrating the life of those lost during the years of the Holocaust on the occasion of their international conference;

Mr. Binienda of Worcester, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Kujawski of Webster, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

A communication from the Human Resources Division of the Executive Office for Administration and Finance (under the provisions of Section 25 of Chapter 31 of the General Laws) submitting a list of certain public safety promotional lists which have been revoked as of October 1, 2009. Civil service lists.

Annual and Special Reports.

Annual reports. Of the Division of Insurance (under Section 117C of Chapter 175 of the General Laws) relative to credit insurance for the year 2008; and Credit insurance.

Of the Division of Insurance (under section 4A and 4B of Chapter 175 of the General Laws) concerning the market for home insurance for the year 2008; and Home insurance.

A special report of the Division of Insurance (under section 4A and 4B of Chapter 175 of the General Laws) submitting a statistical supplement to the 2008 report on the market for home insurance for the year 2008; Id.

Severally were placed on file.

Petitions.

Mr. Hill of Ipswich presented a petition (accompanied by bill, House, No. 4294) of Brad Hill and Bruce E. Tarr (by vote of the town) for legislation to increase the size of the board of selectmen in the town of Hamilton; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence. Hamilton,-- selectmen.

Representative Barrows of Mansfield and Senator Timilty presented a joint petition (subject to Joint Rule 12) of F. Jay Barrows and James E. Timilty for legislation to establish the MFN wastewater district in the towns of Mansfield, Foxborough and Norton, and the same was referred, under rule 24, to the committee on Rules. MFN wastewater district.

Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Ms. Fox of Boston presented a petition (subject to Joint Rule 12) of Gloria L. Fox for legislation to establish a sick leave bank for Jeanette Ross, an employee of the Trial Court; and the same was referred, under Rule 24 to the committee on Rules. Jeanette Ross,-- sick leave.

*Papers from the Senate.*

Dedham,—  
town  
agencies.

The House Bill relative to organizing town agencies in the town of Dedham (House, No. 4096) came from the Senate passed to be engrossed, in concurrence, with amendments inserting after section 1 the following section:

“SECTION 1A. Paragraph (1) of subsection (c) of section 5-1 of said charter is hereby amended by striking out the words ‘town collector and town treasurer’ and inserting in place thereof the following word:— treasurer-collector.”; and by inserting after section 4 the following section:

“SECTION 4A. The second sentence of section 5A-8 of said charter is hereby amended by striking out the words ‘town treasurer’ and inserting in place thereof the word:— treasurer-collector.”

Under suspension of Rule 35, on motion of Mr. McMurry of Dedham, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

**Bills**

Martha’s  
Vineyard  
Hospital.

Authorizing an exchange of certain parcels of land for Martha’s Vineyard Hospital (Senate, No. 2146, amended in section 2, in line 10, by striking out the words “receive for” and inserting in place thereof the words “acquire by deed on behalf of”) (on Senate, No. 747); and

Animal  
control.

Further regulating animal control (Senate, No. 2172) (on Senate bill No. 406);

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 33, to the committee on Ways and Means.

The following notice was received from the Clerk of the Senate, to wit:

October 20, 2009.

Honorable Robert A. DeLeo  
*Speaker of the House of Representatives*  
Room 356 State House  
Boston, MA 02133

Dear Mr. Speaker:

Regionalization  
Advisory  
Commission.

I have the honor to inform you that the Honorable Therese Murray, President of the Senate, has announced the appointment of Senator Stanley C. Rosenberg (pursuant to Section 1 of Chapter 60 of the Acts of 2009) to the Regionalization Advisory Commission.

Respectfully submitted,

WILLIAM F. WELCH,  
*Clerk of the Senate.*

*Reports of Committees.*

By Ms. Forry of Boston, for the committee on Community Development and Small Businesses, on a petition, a Bill to strengthen community development in the Commonwealth (printed as Senate, No. 89). Community development.

By the same member, for the same committee, on a petition, a Bill to strengthen community development in the Commonwealth (House, No. 210). Id.

By Mr. O’Flaherty of Chelsea, for the committee on the Judiciary, on a petition, a Bill relative to electronic monitoring for pre trial detainees (House, No. 1581). Pre-trial detainees.

By the same member, for the same committee, on a petition, a Bill relative to the classification of prisoners (House, No. 1588). Prisoners,— classification.

By the same member, for the same committee, on a petition, a Bill to require national background checks (House, No. 1780). Background checks.

By the same member, for the same committee, on House, No. 1590, a Bill to protect the citizens of the Commonwealth from drunk drivers (House, No. 4291). Drunk drivers.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Murphy of Burlington, for the committee on Ways and Means, that the Bill regulating the sport of mixed martial arts (Senate, No. 998, changed and amended) ought to pass with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in House document numbered 4290. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment pending. Mixed martial arts.

By Mr. O’Flaherty of Chelsea, for the committee on the Judiciary, on a petition, a Bill prohibiting devocalization of dogs and cats (House, No. 344). Devocalization of dogs.

By the same member, for the same committee, on a petition, a Bill relative to time-share ownership (House, No. 1287). Time share ownership.

By the same member, for the same committee, on a petition, a Bill regulating notaries public to protect consumers from fraud and other abuses (House, No. 1592). Notaries public.

By the same member, for the same committee, on a petition, a Bill relating to controlled substances and medical treatment (House, No. 1653). Controlled substances.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

*Orders of the Day.*

House bills  
Relative to the Wareham Fire District (House, No. 1976); and  
Authorizing the town of Montague to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 4240); Third reading bills.

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Second  
reading  
bills.

House bills

Authorizing the town of Westborough to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 1891); and

Authorizing the town of Westborough to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (House, No. 1892);

Severally were read a second time; and they were ordered to a third reading.

*Order.*

Next  
sitting.

On motion of Mr. DeLeo of Winthrop,—

*Ordered,* That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

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At twenty minutes after eleven o'clock A.M., on motion of Mr. Peterson of Grafton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.